

Accordingly, Appellant advised AMS counsel that California Redi-Date was formally withdrawing its Notice of Appeal and further that in regard to Contract No. 120255381, it considered its dealings with USDA at an end.

By facsimile dated January 9, 2006, AMS counsel provided the Board with the letter he received from Appellant, withdrawing the appeal.

DECISION

Appellant has written to the Government and by that letter has withdrawn its appeal. Accordingly, the Board dismisses the appeal with prejudice.

HOWARD A. POLLACK

Administrative Judge

Issued at Washington, D.C.

January 19, 2006